



ZFK

Docket No.: 1377-0188P  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
John K. COLLINS et al.

Application No.: 10/603,865

Confirmation No.: 1455

Filed: June 26, 2003

Art Unit: 1651

For: PROBIOTIC STRAINS FROM  
LACTOBACILLUS SALIVARIUS AND  
ANTIMICROBIAL AGENTS OBTAINED  
THEREFROM

Examiner: I. Marx

**REQUEST FOR REFUND**  
**(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

MS 16  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I. REFUND REQUEST

This is a request for a refund with respect to the charge to Deposit Account 02-2448 shown on the statement for the month of July, 2006 for the above-identified

☒ application ☐ patent

☒ A copy of the monthly statement in which the error referred to occurs, accompanies this request.

## II. FEES CHARGED FOR WHICH REFUND REQUESTED

	<u>AMOUNT OF REFUND REQUESTED</u>
<input type="checkbox"/> filing fee	_____
<input type="checkbox"/> search fee	_____
<input type="checkbox"/> examination fee	_____
<input type="checkbox"/> surcharge for filing the basic filing on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
and/or	
<input type="checkbox"/> surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
<input type="checkbox"/> extension of term	
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> excess claims	_____
<input type="checkbox"/> issue fee	_____
<input type="checkbox"/> petition fee	_____

- |                                     |  |                     |
|-------------------------------------|--|---------------------|
| <input type="checkbox"/>            | patent maintenance fee                                       | _____               |
| <input type="checkbox"/>            | first maintenance fee  | _____               |
| <input type="checkbox"/>            | second maintenance fee                                       | _____               |
| <input type="checkbox"/>            | third maintenance fee  | _____               |
| <input type="checkbox"/>            | patent maintenance fee surcharge                             | _____               |
| <input checked="" type="checkbox"/> | <b>Other: Submission of Information Disclosure Statement</b> | <b><u>\$180</u></b> |

<b>TOTAL REFUND REQUESTED</b>	<b><u>\$180.00</u></b>
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III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

An Amendment was filed on July 6, 2006. A copy of the SB08 form originally filed with an Information Disclosure Statement on July 28, 2004, was attached to the Amendment so that the Examiner could return an initialed copy to the applicants. The SB08 form attached to the Amendment was not a submission of an Information Disclosure Statement. Therefore, no fee for submission of an Information Disclosure Statement is required. Therefore, it is respectfully requested that a refund of \$180.00 be granted.

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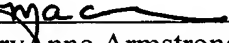
IV. MANNER OF REFUND

Please make refund by crediting Account No. 02-2448.

We respectfully request that the attached copy of this letter be returned to us with an indication that the credit has been processed.

Dated: AUG 1 2006

Respectfully submitted,

By   
Mary Anne Armstrong  
Registration No.: 40,069  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road  
Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant

Attachment(s)



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**Deposit Account Statement**

Requested Statement Month: July 2006  
Deposit Account Number: 022448  
Name: BIRCH STEWART KOLASCH & BIRCH  
Attention:  
Address: 8110 GATEHOUSE ROAD  
City: FALLS CHURCH  
State: VA  
Zip: 22042  
Country: UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
07/03	1	10862332	0754-0202PUS1	1806	\$180.00	\$39,61.
07/03	37	10079513	0142-0380P	8021	\$40.00	\$39,57.
07/03	58	10536406		9204	-\$100.00	\$39,67.
07/03	107	11476657		9204	-\$100.00	\$39,77.
07/03	125	11477212	1217-0178PUS1	1011	\$300.00	\$39,47.
07/03	126	11477212	1217-0178PUS1	1111	\$500.00	\$38,97.
07/03	127	11477212	1217-0178PUS1	1311	\$200.00	\$38,77.
07/03	128	11477212	1217-0178PUS1	1202	\$100.00	\$38,67.
07/03	129	2016999	2364-0133T	7205	\$100.00	\$38,57.
07/03	129	11477212	1217-0178PUS1	1051	\$130.00	\$38,44.
07/03	130	2016999	2364-0133T	7201	\$400.00	\$38,04.
07/03	139	10334487	1718-0206P	1501	\$1,400.00	\$36,64.
07/03	140	10334487	1718-0206P	1504	\$300.00	\$36,34.
07/03	141	10334487	1718-0206P	8001	\$12.00	\$36,33.
07/03	143	11396661	44440214PUS1	8007	\$40.00	\$36,29.
07/03	189	11152349	4358-0123PEP1	8007	\$20.00	\$36,27.
07/03	232	60726181	4021-0137PUS1	8021	\$40.00	\$36,23.
07/03	365	PCT/US06/24413	L8899-1003PWO1	1601	\$300.00	\$35,93.
07/03	366	PCT/US06/24413	L8899-1003PWO1	1603	\$300.00	\$35,63.
07/03	367	PCT/US06/24413	L8899-1003PWO1	1702	\$1,086.00	\$34,54.
07/03	368	PCT/US06/24413	L8899-1003PWO1	1703	\$84.00	\$34,46.
07/03	369	PCT/US06/24413	L8899-1003PWO1	8007	\$20.00	\$34,44.
07/03	375	29257210	0630-2698PUS1	8021	\$40.00	\$34,40.
07/03	387	29258008	0104-0562PUS1	8021	\$40.00	\$34,36.
07/03	470	78921214	4458-0134US1	7001	\$325.00	\$34,03.
07/03	479	78405192	4766-0102T	7004	\$150.00	\$33,88.
07/03	480	78921219	3633-0106US1	7001	\$975.00	\$32,91.

07/12 2	10529880	0020-5364PUS1	1615	\$1,950.00	\$31,63.
07/12 3	10529880	0020-5364PUS1	1614	\$800.00	\$30,83.
07/12 4	10529880	0020-5364PUS1	1616	\$360.00	\$30,47.
07/12 6	10529880		9204	-\$250.00	\$30,72.
07/12 6	10267648	0465-0969P	1201	\$200.00	\$30,52.
07/12 10	E-REPLENISHMENT		9203	-\$10,000.00	\$40,52.
07/12 91	1043775	L5221-01007	7205	\$100.00	\$40,42.
07/12 92	1043775	L5221-01007	7201	\$400.00	\$40,02.
07/12 122	2057531	4028-0111T	7205	\$100.00	\$39,92.
07/12 123	2057531	4028-0111T	7201	\$400.00	\$39,52.
07/12 160	10562905	0696-0226PUS1	8021	\$40.00	\$39,48.
07/12 161	10551654	0425-1218PUS1	8021	\$40.00	\$39,44.
07/12 297	11405618	0941-1583PUS1	8007	\$40.00	\$39,40.
07/12 320	60797376	0630-2736PUS1	8007	\$20.00	\$39,38.
07/12 321	60758211	5195-0135PUS1	8007	\$20.00	\$39,36.
07/12 429	10542755	0696-0220PUS1	8021	\$40.00	\$39,32.
07/12 433	11402832	0425-1188PUS2	8021	\$40.00	\$39,28.
07/12 481	29259318		8021	\$40.00	\$39,24.
07/12 812	78927133	L6540-1002US1	7001	\$650.00	\$38,59.
07/12 1174	78927352	2846-0428US1	7001	\$325.00	\$38,26.
07/12 1178	78927353	2846-0422US1	7001	\$650.00	\$37,61.
07/12 1179	78927354	2364-0263US1	7001	\$325.00	\$37,29.
07/12 1690	78459884	0071-0601US1	7004	\$150.00	\$37,14.
07/13 1	10242770	2091-0260P	1201	\$200.00	\$36,94.
07/13 2	78790530	4030-0180EM1	8507	\$15.00	\$36,92.
07/13 3	10603865	1377-0188P	1806	\$180.00	\$36,74.
07/13 10	10558413		9204	-\$250.00	\$36,99.
07/13 10	PCT/US06/24748	1173-1030PWO	1703	\$24.00	\$36,97.
07/13 60	60716950	3939-0104PUS1	8007	\$20.00	\$36,95.
07/13 61	60530633	5999-0523PEG1	8007	\$20.00	\$36,93.
07/13 232	11413101		8021	\$40.00	\$36,89.
07/13 245	10581446	3273-0225PUS1	8021	\$40.00	\$36,85.
07/13 247	11327436	5275-0107PUS1	8007	\$20.00	\$36,83.
07/13 260	10585283	1718-0223PUS1	1631	\$300.00	\$36,53.
07/13 261	10585283	1718-0223PUS1	1633	\$200.00	\$36,33.
07/13 262	10585283	1718-0223PUS1	1642	\$400.00	\$35,93.
07/13 263	10585283	1718-0223PUS1	1617	\$130.00	\$35,80.
07/13 264	10585283	1718-0223PUS1	1615	\$300.00	\$35,50.
07/13 447	11406235	2830-0205PUS1	8021	\$40.00	\$35,46.
07/13 479	6522063	2519-0246PUS1	8021	\$40.00	\$35,42.
07/13 546	78928080	0630-2797US1	7001	\$650.00	\$34,77.
07/13 553	78928083	0630-2796US1	7001	\$325.00	\$34,45.
07/13 590	11433426	1630-0204PUS1	8021	\$40.00	\$34,41.
07/13 766	11430008	0941-1614PUS1	8021	\$40.00	\$34,37.
07/13 1141	60807186	0147-0276PUS1	1005	\$200.00	\$34,17.
07/13 1189	10432784	0152-0630P	1251	\$120.00	\$34,05.
07/13 1190	10432784	0152-0630P	1801	\$790.00	\$33,26.
07/13 1743	10417280	0147-0247P	1806	\$180.00	\$33,08.